

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Criminal Minute Order

The Honorable Claudia Wilken, Presiding
Clerk: Sheilah Cahill
Court Reporter: Starr Wilson, pro tem
Date: 3/5/08

Plaintiff: United States

v.

No. CR-07-00790 CW

Defendant: Enrique Garcia-Graciano (present - in custody
interpreter used)

Appearances for Plaintiff:
Chinhayi Coleman

Appearances for Defendant:
Joyce Leavitt

Interpreter:
Angela Zawadski (Spanish)

Hearing: 1) Arraignment
2) Change of Plea
3) Sentencing

Notes: Defendant arraigned on misdemeanor information; reading waived. Defendant enters under oath Rule 11(c)(1)(C) plea of guilty to single count Information charging improper entry into the United States in violation of 8 USC 1325. Plea Agreement filed. Court finds factual basis for plea; Court accepts plea. Defendant waives his right to a presentence report and requests immediate sentencing. The Court sentences the defendant to 60 days custody of the Attorney General with credit for time served; the Court understands that the time has already been served. Court imposes \$10 special assessment. Guideline Range does not apply pursuant to USSG 1B1.9. Court dismisses the indictment. Court signs order for release from custody.

Copies to: Chambers; probation

3/5/08
RICHARD W. WILKEN
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

FILED